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PTO/SB/05 (12/97)

Approved for use through 09/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY PATENT APPLICATION TRANSMITTAL
(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 82771.P279

Total Pages 2

First Named Inventor or Application Identifier William F. Terrell

Express Mail Label No. EL034432186US

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, D. C. 20231

12/28/98
Jc530 U.S. PTO
09/22/99

12/28/98

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. X Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. X Specification (Total Pages 28)
(preferred arrangement set forth below)
 - Cover Sheet
 - Descriptive Title of the Invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to Microfiche Appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claims
 - Abstract of the Disclosure
3. X Drawings(s) (35 USC 113) (Total Sheets 5)
4. X Oath or Declaration/Power of Attorney (Total Pages 3)
 - a. X Unsigned
 - b. Copy from a Prior Application (37 CFR 1.63(d))
(for Continuation/Divisional with Box 17 completed) (**Note Box 5 below**)
 - i. **DELETIONS OF INVENTOR(S)** Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
5. Incorporation By Reference (useable if Box 4b is checked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. Microfiche Computer Program (Appendix)
7. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. Computer Readable Copy
 - b. Paper Copy (identical to computer copy)
 - c. Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. _____ Assignment Papers (cover sheet & documents(s))
9. _____ a. 37 CFR 3.73(b) Statement (where there is an assignee)
10. _____ English Translation Document (if applicable)
11. _____ a. Information Disclosure Statement (IDS)/PTO-1449
_____ b. Copies of IDS Citations
12. _____ Preliminary Amendment
13. X _____ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
14. _____ a. Small Entity Statement(s)
_____ b. Statement filed in prior application, Status still proper and desired
15. _____ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. X _____ Other: Certificate of Mailing (1 page in duplicate)

17. **If a CONTINUING APPLICATION**, check appropriate box and supply the requisite information:

____ Continuation ____ Divisional ____ Continuation-in-part (CIP)
of prior application No: ____

18. Correspondence Address

____ Customer Number or Bar Code Label _____
(Insert Customer No. or Attach Bar Code Label here)
or
X Correspondence Address Below

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12/01/97

- 2 -

PTO/SB/05 (12/97)

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12/28/98

Jc617 U.S. PTO



FEE TRANSMITTAL

EXPRESS MAIL NO. EL034432186US

Complete if Known:

Application No. _____

Filing Date December 28, 1998

First Named Inventor William F. Terrell

Group Art Unit _____

Examiner Name _____

Attorney Docket No. 82771.P279

METHOD OF PAYMENT (check one)

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666

Deposit Account Name _____

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☐ Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance, 37 CFR 1.131(b)

2. ☒ Payment Enclosed

☒ Check

_____ Money Order

_____ Other

FEE CALCULATION (fees effective 10/01/97)

1. FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	760	201	380	Utility application filing fee	760.00
106	310	206	155	Design application filing fee	
107	480	207	240	Plant filing fee	
108	760	208	380	Reissue filing fee	
114	150	214	75	Provisional application filing fee	
SUBTOTAL (1)					\$ 760.00

2. CLAIMS

2. CLAIMS				Extra	Fee from below	Fee Paid	
Total Claims	15	- 20 =	0	X	18.00	=	
Independent Claims	2	- 3 =	0	X	78.00	=	
Multiple Dependent Claims				X		=	

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	22	203	11	Claims in excess of twenty	
102	82	202	41	Independent claims in excess of 3	
104	270	204	135	Multiple dependent claim	
109	82	209	41	Reissue independent claims over original patent	
110	22	210	11	Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					\$

FEE CALCULATION (continued)

3. ADDITIONAL FEES

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fee Paid</u>
<u>Fee Code</u>	<u>Fee (\$)</u>	<u>Fee Code</u>	<u>Fee (\$)</u>		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for response within first month	
116	400	216	200	Extension for response within second month	
117	870	217	475	Extension for response within third month	
118	1,510	218	755	Extension for response within fourth month	
128	2,060	228	1,030	Extension for response within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive unavoidably abandoned application	
141	1,320	241	660	Petition to revive unintentionally abandoned application	
142	1,320	242	660	Utility issue fee (or reissue)	
143	450	243	225	Design issue fee	
144	670	244	335	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	790	246	395	For filing a submission after final rejection (see 37 CFR 1.129(a))	
149	790	249	395	For each additional invention to be examined (see 37 CFR 1.129(a))	

Other fee (specify) _____

Other fee (specify) _____

SUBTOTAL (3) \$ _____

*Reduced by Basic Filing Fee Paid

TOTAL AMOUNT OF PAYMENT (\$)

\$ **760.00**

SUBMITTED BY:

Typed or Printed Name: Michael A. Proksch

Signature Michael A. Proksch Date December 28, 1998

Reg. Number 43,021 Deposit Account User ID _____ (complete if applicable)

APPLICATION FOR UNITED STATES LETTERS PATENT

FOR

**METHOD AND APPARATUS
FOR
DYNAMICALLY CONTROLLING THE PROVISION OF DIFFERENTIATED SERVICES**

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**METHOD AND APPARATUS FOR
DYNAMICALLY CONTROLLING THE PROVISION OF DIFFERENTIATED SERVICES**

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10 **BACKGROUND OF THE INVENTION**

1. **Field of the Invention**

 The present invention relates to the field of data networking and, in particular, to a method and apparatus for dynamically controlling the provision of differentiated services.

15 2. **Background Information**

 As computer technology has evolved, so too has the use of networks which communicatively couple computer systems together enabling them to communicate with one another. One of the more popular of such computer networks is colloquially referred to as
20 the Internet, which is an internetworking of a number of publicly accessible networks and servers distributed throughout the world. The Internet provides the communication means by which individual enterprise networks (e.g., Local Area Networks (LANs), Wide Area
Networks (WANs), and the like), servers and other network devices communicate with one

another. Individually, the networks/servers comprising the Internet come in many different topologies, employing a corresponding number of alternative communication technologies. One of the profound advantages of the Internet is that communication at the network layer is standardized around a standard set of communication protocols commonly referred to as the Internet communication suite. By adhering to the Internet communication suite, any network device can communicate with any other network device, effectively creating a single, seamless ubiquitous network.

Once the domain of government agencies and academic institutions, the Internet has grown to become a form of entertainment in many parts of the world, as well as a source of commerce. However, the increased popularity of the Internet has also revealed some of its limitations. One such limitation is bandwidth management. That is to say, the increased popularity of the Internet has resulted in increased congestion, for which the Internet is ill-equipped to manage.

One reason for the Internet's limited ability to manage congestion centers around its "best-effort" service level paradigm. Simply stated, in communicating data packets from one network device to another, each intervening network device processes data traffic in the order in which it was received and selects the best route currently available to deliver the data packets to its destination. If a network device is overburdened, or the data packets are corrupted in transit (e.g., due to noise or other factors), the data packets may be dropped requiring re-transmission. While dropped or re-transmitted data packets are not a problem for many applications, it does pose a problem for multimedia applications executing over the

Internet. Moreover, the best-effort service level of the Internet does not take into account that certain data packets are more time-sensitive than others.

To illustrate this last point, consider for example computer telephony applications, the so-called Internet telephones. The speech quality and cognition provided by computer telephony applications are heavily dependent upon a network's ability to transmit data packets from the source to the destination in a near real-time fashion, without dropping packets or otherwise requiring re-transmission. Dropped or re-transmitted data packets may well result in choppy, unintelligible speech at the receiving end of the communication.

To overcome the limitations of the best-effort service paradigm, the Internet Engineering Task Force (IETF), an association of networking professionals, have proposed inclusion of differentiated services in the Internet standard, providing different levels of service within the bandwidth of the Internet. Differentiated services enable an application/network device/enterprise network/etc. to reserve communication bandwidth with which to facilitate transmission of data packets between a source and destination. Those skilled in the art will recognize that reserving bandwidth using the differentiated services paradigm comes at a cost. That is, Internet Service Providers (ISP) and other Internet access points charge a premium to secure and dedicate bandwidth to individual clients/applications. Even if there is not a per-use cost associated with the use of differentiated services, there is an inherent cost in dedicating equipment on a per-port basis to support such differentiated services. Consequently, simply adding more ports to alleviate congestion and provide differentiated services is a costly solution.

To more effectively manage the costly resources required to provide differentiated services, it is known to install filters on network edge devices which control the provision of differentiated services. Thus, rather than simply dedicating bandwidth to support a service level between two networks, a such bandwidth is not allocated until such time as network traffic satisfying filter criteria is detected. One skilled in the art will appreciate, however, that the network devices can quickly become over-burdened with such filters.

Thus, a method and apparatus for dynamically controlling the provision of differentiated services is presented, unencumbered by the deficiencies and inherent limitations commonly associated with the network devices of the prior art. It will be apparent to those skilled in the art, from the description to follow, that the present invention achieves these and other desired results.

SUMMARY OF THE INVENTION

In accordance with the teachings of the present invention, a method and apparatus for controlling access to a network information source is provided. In particular, in accordance with one embodiment of the present invention, an apparatus comprising a network interface, through which the apparatus facilitates communication between a client device and a remote device and a controller is presented. In accordance with one aspect of the present invention, the controller, coupled to the network interface, dynamically creates and removes admission filters based, at least in part, on an admissions profile such that, when triggered, the filter(s) initiate an admission control decision preventing premature allocation of differentiated services resources which are not used or authorized.

BRIEF DESCRIPTION OF DRAWINGS

The present invention will be described by way of exemplary embodiments, but not limitations, illustrated in the accompanying drawings in which like references denote similar elements, and in which:

5 **Figure 1** illustrates a block diagram of an example data network within which the teachings of the present invention may be practiced, in accordance with one embodiment of the present invention;

Figure 2 illustrates a block diagram of a network device incorporating the teachings of the present invention, in accordance with one embodiment of the present invention;

10 **Figure 3** illustrates a flow chart of an example method for dynamically controlling the provision of differentiated services, in accordance with one embodiment of the present invention;

Figure 4 illustrates an example communication packet suitable for use in the example network of **Figure 1**, in accordance with one embodiment of the present invention;

15 **Figure 5** graphically illustrates an example profile database from which trigger filters and admission profiles are dynamically generated, in accordance with one embodiment of the present invention; and

Figure 6 illustrates a block diagram of an example network device incorporating the teachings of the present invention, in accordance with an alternate embodiment of the present
20 invention.

DETAILED DESCRIPTION OF THE INVENTION

In the following description, various aspects of the present invention will be described. However, it will be apparent to those skilled in the art that the present invention may be practiced with only some or all aspects of the present invention. For purposes of explanation, specific numbers and configurations are set forth in order to provide a thorough understanding of the present invention. However, it will also be apparent to those skilled in the art that the present invention may be practiced without these specific details. In other instances, well known features are omitted or simplified for clarity.

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In alternative embodiments, the present invention may be applicable to implementations of the invention in integrated circuits or chip sets, wireless implementations, switching systems products and transmission systems products. For purposes of this application, the terms switching systems products shall be taken to mean private branch exchanges (PBXs), central office switching systems that interconnect subscribers, toll/tandem switching systems for interconnecting trunks between switching centers, and broadband core switches found at the center of a service provider's network that may be fed by broadband edge switches or access multiplexers, and associated signaling, and support systems and services. The term transmission systems products shall be taken to mean products used by

service providers to provide interconnection between their subscribers and their networks such as loop systems, and which provide multiplexing, aggregation and transport between a service provider's switching systems across the wide area, and associated signaling and support systems and services.

Turning to **Figure 1**, an example data network within which the teachings of the present invention are practiced is presented, in accordance with one embodiment of the present invention. In accordance with the illustrated example embodiment of **Figure 1**, data network **100** is shown comprising a plurality of clients (**112, 114, 116, 120, 122, 128** and **130**) communicatively coupled to a network core device **108** via a network edge device (**110, 118, and 124**) as shown. Those skilled in the art will appreciate, from the description to follow, that network edge devices **110, 118** and/or **124** incorporating the teachings of the present invention dynamically provision the differentiated services offered by and through core device(s) **108** on an as-needed, as-authorized basis, thereby minimizing the resources required of the network edge device and the network to support differentiated services. More specifically, network edge devices **110, 118** and/or **124**, in conjunction with a bandwidth broker, dynamically create and remove filters that, when triggered, initiate an admission decision controlling provision of and access to the differentiated services of data network **100**. Accordingly, a network device incorporating the teachings of the present invention ensures that the differentiated services of data network **100** are not provisioned until they are needed and authorized, thereby preventing the allocation of unused network resources and reducing the operating cost of data network **100**. These and other aspects of the present invention will be apparent to those skilled in the art based on the description to follow.

As depicted in **Figure 1**, client computers **112**, **114** and **116** are coupled to a common network **103**, which is coupled to core device **108** via network edge device **110**. In one embodiment clients **112**, **114** and **116** along with network edge device **110** form a local area network (LAN) **102**. Similarly, clients **128** and **130**, bandwidth broker **126** and network edge device **124**, coupled via network **105** form LAN **104**, while clients **120** and **122** coupled to network edge device **118** via network **107** form LAN **106**. As shown, each of LANs **102**, **104** and **106** are coupled to a common network core device, e.g., core device **108**. In one embodiment, the combination of LANs **102**, **104** and **106** coupled to a common core device **108** form a domain of an enterprise-wide network, also commonly referred to as a wide area network (WAN) or wide area information system (WAIS). In an alternate embodiment, core device **108** is one of a plurality of network core devices comprising a global data network, e.g., the Internet.

As depicted, example data network **100** of **Figure 1** is much like the typical prior art network described above, with the notable exception that access filters are dynamically established and removed on network edge devices **110**, **118** and **124**, incorporating the teachings of the present invention, to control access to the differentiated services offered by core device **108**. The filters are installed on an as-needed, as-authorized basis, thereby preserving network resources as well as filter resources of the network edge device.

Accordingly, those skilled in the art will appreciate that data network **100** is intended to represent any of a number network architectures employing any of a number of alternative communication protocols known or anticipated in the art. Thus, except for the teachings of the present invention to be described more fully below, as used herein the term network

device is broadly employed to describe any of a number of alternative network devices commonly known and used in the data networking arts to support communication between network elements.

As used herein, bandwidth broker **126** of LAN **104** controls provision of differentiated services at a network level for the domain associated with core device **108**. Accordingly, bandwidth broker maintains “bandwidth pools” for each class of service supported by network core device **108**. In accordance with one embodiment of the present invention, bandwidth broker **126** also maintains an admission policy database, which correlates subscribed services to admission filters and classifier profiles that, when triggered, are installed on or removed from network edge devices incorporating the teachings of the present invention, as appropriate. Thus, in accordance with one aspect of the present invention, bandwidth broker **126** creates and removes admission filters (also referred to as access filters, or policy filters) and classifier profiles on network edge devices incorporating the teachings of the present invention, e.g., **110**, **118** and/or **124** to control provision of the differentiated services offered by core device **108**. Although depicted as a separate entity, those skilled in the art will appreciate from the description to follow that bandwidth broker **126** may well be integrated with one or more of network edge devices **110**, **118** and/or **124**.

As used herein, clients, e.g., **112**, **114**, **116**, **120**, **122**, **128** and/or **130** are intended to represent any of a number of alternative computing devices known in the art. In one embodiment, for example, clients are typical desktop computers coupled to subnetworks as is well known in the art. In an alternate embodiment, clients are the so-called network computers, i.e., computers which rely on a network server for application support and hard

drive storage. In an alternate embodiment, client **102** is an electronic appliance, e.g., a webTV™ Internet Terminal available from Sony Electronics, Inc. of Park Ridge, NJ, that enables one to utilize the resources of data network **100** without the need of a full-featured computer system.

5 In accordance with the illustrated example data network of **Figure 1**, core device(s) **108** is intended to represent any of a number of core network devices known to those skilled in the art which provide differentiated service levels of communication. In one embodiment, for example, core device **108** is a network switching center comprising a number of switches, hubs, routers and servers. In an alternate embodiment, core device **108** is a switch. In an
10 alternate embodiment, core device **108** is a server supporting network switching and communications.

Similarly, the communication links illustrated in **Figure 1** may be any of a wide range of conventional wireline and wireless communication media, and may be different for different clients, servers, bandwidth brokers and other network devices. For example, a
15 communication link may be a cable, a fiber optic cable, or may represent a nonphysical medium transmitting electromagnetic signals in the electromagnetic spectrum. Additionally, a wireless communication link may also include any number of conventional routing or repeating devices, such as satellites or electromagnetic signal repeaters or basestations. Irregardless of the form of communication medium, data is typically transferred between
20 network elements using any of a number of data communication protocols. In accordance with such data communication protocols, data is generally transferred between network elements in units commonly referred to as packets, frames, datagrams and the like. Typically,

each packet includes data, a source address and a target address. As will be described in greater detail below, additional control information, generally included in a header, may also be included in the packet. The number of bytes of data contained within a packet is dependent upon the communication resources of the client, the host and the network protocol employed.

Having introduced the operating environment for the present invention, a block diagram of an example network edge device incorporating the teachings of the present invention is provided with reference to **Figure 2**. As depicted, **Figure 2** illustrates a block diagram of an example network device **200** incorporating the teachings of the present invention, in accordance with one embodiment of the present invention. In one embodiment, network device **200** may well be beneficially incorporated into network **100** as one or more of network edge devices **110**, **118** and/or **124**. Further, as alluded to above, except for the teachings of the present invention, network edge device **200** is intended to represent any of a number of alternative network devices commonly used and known in the art. Thus, those skilled in the art will appreciate that the present invention may be practiced in any of a number of alternate embodiments without deviating from the spirit and scope of the present invention.

As presented in the example embodiment of **Figure 2**, network device **200** is shown comprising input/output drivers **202** and **208**, network interface **204** and controller **206** coupled as shown. In accordance with one aspect of the present invention, to be developed more fully below, controller **206** controls the dynamic provision of filters **210** and classifier profiles **222** providing access to the differentiated services offered within the domain of

resident core device(s). Although depicted as separate entities, those skilled in the art will appreciate that this is for ease of explanation only, and that controller **206** may well be incorporated as a functional block of network interface **204**. In an alternate embodiment, controller **206** may well be remotely located and communicatively coupled to network device **200** and network interface **204**. As used herein, controller **206** is intended to represent any of a number of microprocessors, microcontrollers, programmable logic devices (PLDs), application specific integrated circuits (ASICs) and the like.

As depicted in **Figure 2**, I/O drivers **202** and **208** provide the physical interface between network device **200** and the client network and core network, respectively. That is, I/O driver **202** provides an interface supporting data communication (bi-directional) with clients, e.g., client **112**, while I/O driver **208** provides an interface supporting data communication (also bi-directional) with core devices, e.g., core device **108**. Such I/O devices are well known in the art and need not be further described here.

In accordance with the illustrated example embodiment of **Figure 2**, network interface **204** is shown comprising Decaps/DeMUX unit **210**, filter(s) **212** classifier **214** including profiles **222**, routing unit **216**, Encaps/Multiplexer (MUX) **218** and scheduler **220**, each communicatively coupled as shown. As shown, Decaps/DeMUX **210** receives data packets from a communicatively coupled network via I/O driver **202** and translates the data packets from the communication protocol employed by the network.

Filter(s) **212** and classifier **214** are employed to identify incoming data traffic adhering to admission policy criteria and marks the data packets with an appropriate routing classification in accordance with a predetermined differentiated services admission policy.

That is, filter **212** provides an indication, or trigger, denoting when data packets are received that satisfy filter criteria. In accordance with one aspect of the present invention, the filters populating filter(s) **212** are dynamically provisioned on network interface **204** by controller **206** in accordance with a admission control policy. In one embodiment, controller **206**

5 creates and removes specific filters from filter **212** in response to control messages from a remote bandwidth broker, e.g., bandwidth broker **126**. In an alternate embodiment, controller **206** is a bandwidth broker and creates/removes specific filters from filter **212** on its own accord, in furtherance of a admission control policy. Once in place, filter **212** issues a trigger message to controller **206** when data packets are received satisfying the criteria of an installed
10 filter.

Classifier **214** functions to classify and mark data packets in accordance with their service level. In operation, once a trigger is received denoting receipt of data packets satisfying the filter criteria of at least one filter **212**, controller **206** updates the installed profiles **222** of classifier **214** such that any data packets received at classifier **214** satisfying at
15 least one profile **222** will be marked in accordance with their subscribed service level. More specifically, in accordance with one embodiment of the present invention, the Type of Service (ToS) field in a “header” appended to the data packet is marked to denote an appropriate level of service for transmission of the data packet. One example of a header is provided with reference to **Figure 4**.

20 Turning briefly to **Figure 4**, a graphical illustration of an example header **400** suitable for use in conjunction with the present invention is depicted. As shown, in accordance with the illustrated example embodiment, header **400** is a byte wide, containing up to eight

separate data fields. Of particular interest with respect to the present invention is the Type of Service (ToS) field **402**. Those skilled in the art will appreciate that the number of bits allocated to ToS field **402** determines number of service gradations supported by header **400**. In accordance with the illustrated example embodiment, the ToS field **402** is a one-bit field.

5 Consequently, ToS field **402** can be marked to differentiate two levels of service, associated with a ToS field **402** entry of '0' or '1'. In one embodiment, for example, a ToS field **402** populated with a '0' denotes a best-effort service level. Accordingly, when data packets are received which do not satisfy filter criteria, classifier **214** updates the ToS field **402** of the header appended to such data packets with a '0'. Alternatively, as will be described in

10 greater detail below, receipt of data packets satisfying filter **212** criteria may result in marking the ToS field **402** of the header appended to such data packets with a '1', denoting an expedited forwarding (EF) level of service. Those skilled in the art will appreciate that larger ToS fields **402** will enable header **400** to support increased gradations in service levels. Indeed, the number of service levels may increase exponentially as the number of bits

15 allocated to ToS field **402** increases.

Returning to **Figure 2**, in accordance with one aspect of the present invention, the provision of profiles **222** to classifier **214** by controller **206** is closely monitored. That is, profiles **222** are created by controller **206** to satisfy individual flows, e.g., transmission of a number of related data packets, and are summarily removed when the flow no longer exists.

20 Accordingly, a network device such as network device **200** incorporating the teachings of the present invention minimizes the resources dedicated to support filters and classifier profiles by allocating resource to only those filters/classifier profiles currently in use.

In addition to the foregoing, network interface **204** includes routing unit **216**, Encaps/MUX **218** and scheduler **220**, as shown. Routing unit **216** identifies and marks the data packets with routing information in accordance with the subscribed service level. Encaps/MUX **218** places the data packets in the proper format for transmission over the data network. Scheduler **220** is used to schedule transmission of data packets through I/O driver **208** in accordance with their subscribed service level, if congestion on the outgoing communication link is detected. Thus, those skilled in the art will appreciate that routing unit **216**, Encaps/MUX **218** and scheduler **220** are typical of those used in the data networking art and, thus, need not be further described.

Thus, in accordance with one aspect of the present invention, controller **206** dynamically controls the provision of filters **212** and classifier profiles **222** in accordance with a differentiated services admission policy, thereby reducing the resources dedicated to support differentiated services.

Given the foregoing architectural description, the operation of example network device **200** incorporating the teachings of the present invention will now be developed with reference to the flow chart depicted in **Figure 3**. In particular, an example method for dynamically controlling the provision of differentiated services in a data network will be developed with reference to the flow chart depicted in **Figure 3**, in accordance with one embodiment of the present invention.

For ease of explanation, and not limitation, the example method depicted in **Figure 3** will be developed in accordance with an example communication session with continued reference to **Figures 1 and 2**. Consider the following, a corporate entity has a number of

distributed sites, each having their own respective local area network, e.g., LANs **102**, **104** and **106**. In order to link these remote sites, the corporate entity has contracted with an internet service provider (ISP) to provide premium network services between LAN **102** and LAN **106** between the hours of 9AM and 5PM via its network core device **108**.

5 With reference to **Figure 3**, the example method for controlling the provision of differentiated services of core device **108** begins when data packets are received by a network edge device, e.g., network edge device **110**, with an initial determination of whether a filter corresponding to the received data packets is installed, **301**. If not, a further determination is made of whether a filter need be installed on a network edge device, block **302**.

10 In accordance with the above example implementation, bandwidth broker **126** determines at 9AM that differentiated services have been contracted for between LAN **102** and LAN **106** and issues a setup message to install the appropriate filter on an appropriate network edge device, block **304**. More specifically, bandwidth broker **126** issues a command to controller **206** of network edge device **110** incorporating the teachings of the present
15 invention to install a filter in filter(s) **212**. In one embodiment, the newly installed filter issues a trigger when a source of LAN **102** (e.g., clients **112**, **114** and/or **116**) and a destination of LAN **106** (e.g., clients **120** or **122**) are denoted in the received data packets.

In block **306**, a determination is made as to whether any of the installed filters of filter(s) **212** have expired. If so, they are removed from the appropriate network edge device
20 at block **308**. Thus, in accordance with one aspect of the present invention, a network edge device incorporating the teachings of the present invention allocates only those resources necessary to support filters that are currently needed, thereby reducing the overall amount of

resources required of the network device. If the filter has not expired, however, it continues to monitor received data packets for a “hit”, e.g., a received data packet which satisfies the filter criteria (e.g., source from LAN **102** and destination within LAN **106**), block **310**. If the received data packets do not satisfy the filter criteria at **310**, they are processed in accordance with the best-effort service paradigm, **312**. That is, if data packets are received which do not adhere to a subscribed service level, the ToS field **402** of the header **400** appended to the data packets is marked by classifier **214** to denote a best-effort service level.

If, however, the received data packets satisfy at least one installed filter **212** at **310**, a further determination is made by controller **206** of whether an appropriate classifier profile **222** is installed in classifier **214** to appropriately mark the data packets in accordance with their subscribed service level, **314**. If controller **206** determines that the necessary profile **222** is not installed, controller **206** forwards the trigger notification received from filter **212** to bandwidth broker **126** which correlates the trigger notification with the appropriate classifier profile, and issues an update message to classifier **214** via controller **206**, block **316**. In one embodiment, in response to receiving a trigger notification from controller **206**, bandwidth broker **126** looks up the received trigger in the admissions policy database to identify an associated classifier profile **222**, **316**. Once the appropriate classifier profile **222** is identified it is sent to classifier **214** via controller **206** in an update message. Once the appropriate profile **222** has been installed in classifier **214**, classifier **214** marks the ToS field **402** of header **400** appended to the received data packets in accordance with their subscribed service level. In one embodiment, for example, ToS field **402** is marked to denote a best effort service level, and the data packets are subsequently routed in accordance with their

subscribed service level **318**. At **320**, a determination is made of whether transmission is complete. If not, the method continues with block **318**.

If transmission is complete, controller **206** makes a determination of whether to remove the classifier profile **222**. In one embodiment, for example, controller **206** makes this determination in accordance with the service level it supports. For example, if profile **222** supports the highest service level, and the filter has not yet expired for that service level, controller **206** maintains the profile to support the service level with minimal delay. If however, profile **222** corresponds to a lower service level, controller **206** may remove the profile, even though the corresponding filter remains in place, to liberate network interface **204** resources. If, in **322**, a determination is made to remove the filter, controller **206** instructs classifier **214** to purge filter **222**, and an update message is sent to bandwidth broker **126** denoting the update. Subsequently, the process continues with

Thus, in accordance with the above example, controller **206** is responsible for the provision of filters **212** and classifier profiles **222** necessary to support differentiated services via network edge device **110**. In one embodiment, controller **206** relies on the information provided by a remote bandwidth broker **126** or some other policy server. In an alternate embodiment, controller **206** accesses a co-located admission policy database autonomously. Irregardless of where the admissions policy database is located, access to the differentiated services of core device **108** is dynamically controlled through the selective provision of trigger filters and classifier profiles on network devices, e.g., network device **110**, as appropriate.

Thus, one method for implementing the teachings of the present invention has been described with reference to **Figures 1-4**. Those skilled in the art will appreciate, however, that modifications and alterations to the network topology, header size, network elements and differentiated services admission policy can be made without deviating from the spirit and scope of the present invention. For example, in addition to the teachings above in **Figure 3**, controller **206** may install or remove filter(s) **212** or classifier profiles **222** based on time of day, received network traffic, and any of a number of core network operating parameters (e.g., identified faults, etc.). Indeed, such modifications and alterations to the above description are anticipated within the spirit and scope of the present invention.

Having described an example network device incorporating the teachings of the present invention with reference to **Figure 2**, and a method of operation in **Figure 3**, one embodiment of an example admission profile database is provided with brief reference to **Figure 5**. Accordingly, **Figure 5** illustrates an example two-dimensional admission profile database **500**, wherein a network administrator establishes the filters and profiles for admission to be provisioned on appropriate network devices controlling access to differentiated services. Although represented as a two-dimensional database, those skilled in the art will appreciate that this is of ease of explanation only, and that a database of greater or lesser complexity may well be substituted for database **500** without deviating from the spirit and scope of the present invention.

With reference to **Figure 5**, example admission profile database **500** is shown comprising classifiers **502** and **504** and associated profiles **512-522** differentiated based on time of day indicators **506**, **508** and **510**. In accordance with the illustrated example

embodiment, the filter established on a network edge device corresponds to an appropriate one or more of classifiers **502** and **504**, such that the filter associated with classifier **502** monitors received network traffic for data packets emanating from network A (e.g., LAN **102**) destined for network B (e.g., LAN **106**). Accordingly, when a hit is received

5 corresponding to classifier **502** during the hours of 9-5, profile **512** will be installed in classifier **214** of network edge device **110** of LAN **102** to mark data packets satisfying the filter criteria in accordance with their subscribed service level. In accordance with the information provided by admission control policy database **500**, such packets are marked for expedited forwarding (EF) with a throughput rate of 10Mbps, no burst in accordance with

10 profile **512**. Packets corresponding to classifier **502** received before 9AM or after 5PM will be marked for best-effort delivery, in accordance with profiles **514** and **516**. Similarly, profiles **518-522** denote service level support for network traffic defined by classifier **504**. Thus, a network device incorporating the teachings of the present invention installs and removes filters and classifier profiles, defined in an admission policy database, on an as-

15 needed, as-authorized basis, thereby limiting the network and device resources dedicated to supporting the differentiated services of an associated data network.

Turning next to **Figure 6**, an alternate embodiment of an example network device incorporating the teachings of the present invention is presented. Those skilled in the art will recognize that example network device **600** is similar to that of network device **200** presented

20 above, with the notable exceptions that controller **206** is depicted integrated with network interface **204** and the addition of egress classifier/profiler **602**. Thus, those skilled in the art will appreciate that network device **600** controls the provision of differentiated services by

dynamically installing/removing trigger filters and classifier profiles in accordance with an admission control policy. In doing so, network device **600**, like network device **200** described more fully above, reduces the amount of network and management resources required to support the differentiated services, thereby reducing the overall cost associated with supporting such services.

In addition to the embodiments described above, those skilled in the art will appreciate that the teachings of the present invention may well be integrated with a single integrated circuit (not shown). That is, those skilled in the art will appreciate that advances in IC fabrication technology now enable complex systems to be integrated onto a single IC. Thus, in accordance with one embodiment of the present invention, the teachings of the present invention may be practiced within an application specific integrated circuits (ASIC), programmable logic devices (PLD), microcontroller, processor and the like.

While the innovative features for controlling access to network information sources of the present invention have been described in terms of the above illustrated embodiments, those skilled in the art will recognize that the invention is not limited to the embodiments described. The present invention can be practiced with modification and alteration within the spirit and scope of the appended claims. In particular, the present invention may be practiced with other features and/or feature settings. Particular examples of other features include but are not limited to transaction communication protocols and architectural attributes.

Accordingly, the description is to be regarded as illustrative instead of restrictive on the present invention.

Thus, alternate methods and apparatus for dynamically controlling the provision of differentiated services incorporating the teachings of the present invention have been described.

CLAIMS

What is claimed is:

- 1 1. An apparatus comprising:
 2 a network interface, through which the apparatus facilitates communication between a
 3 client device and a remote device at any of a number of alternative service levels; and
 4 a controller, coupled to the network interface, to dynamically create and remove
 5 filters controlling access to the different service levels based, at least in part, on an
 6 admissions profile.
- 1 2. The apparatus of claim 1, wherein the filter(s), when triggered, initiate an admission
 2 control decision preventing premature allocation of service level resources which are not yet
 3 required or authorized.
- 1 3. The apparatus of claim 2, wherein the filters are triggered by information contained
 2 within received data packets.
- 1 4. The apparatus of claim 3, wherein the filters are triggered by one or both of packet
 2 source information and packet destination information.
- 1 5. The apparatus of claim 1, wherein the admissions profile is stored in a
 2 communicatively coupled remote device.
- 1 6. The apparatus of claim 5, wherein the communicatively coupled remote device is a
 2 bandwidth broker or other generic policy server.

1 7. The apparatus of claim 1, wherein the admissions profile is available locally within
2 the apparatus.

1 8. The apparatus of claim 1, wherein the controller establishes an ingress profile in
2 response to detecting an associated trigger event, wherein the ingress profile modifies the
3 received data packets adhering to the filter criteria to denote a particular service level, in
4 accordance with the admissions profile.

1 9. The apparatus of claim 8, wherein the controller removes ingress profiles when data
2 packets adhering to the filter criteria are no longer received, liberating apparatus resources.

1 10. The apparatus of claim 8, wherein the controller removes ingress profiles after a
2 predetermined period of time, liberating apparatus resources.

1 11. The apparatus of claim 1, wherein the controller removes filters in accordance with a
2 network administration policy.

1 12. The apparatus of claim 11, wherein the controller removes filters based, at least in
2 part, on time-of-day.

1 13. A method for controlling provision of differentiated services in a data network, the
2 method comprising:

3 (a) installing a filter on a network edge device to provide a trigger notification
4 upon detecting data packets adhering to filter criteria, in accordance with a network
5 administration policy; and

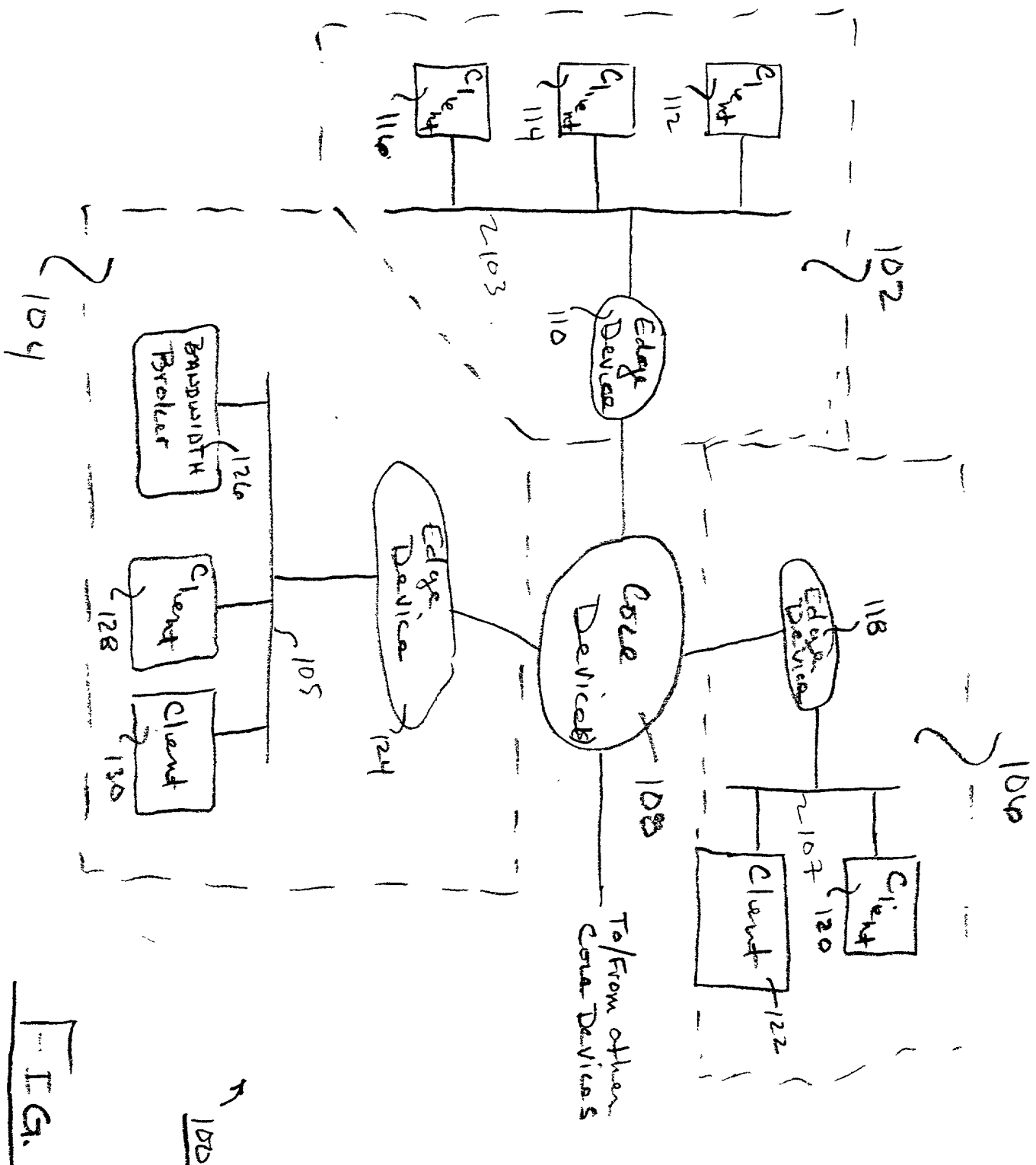
6 (b) dynamically creating an ingress profiler which polices admission to a
7 particular service level.

1 14. The method of claim 13, further comprising (c) marking the received data packets
2 adhering to the filter criteria according to a subscribed service level.

1 15. The method of claim 13, wherein the ingress profiler polices admission to a particular
2 service level by allowing only those received data packets adhering to the filter criteria of a
3 particular service level to proceed at that service level.

ABSTRACT OF THE DISCLOSURE

An apparatus comprising a network interface, through which the apparatus facilitates communication between a client device and a remote device and a controller is presented. In accordance with one aspect of the present invention, the controller, coupled to the network interface, dynamically creates and removes admission filters based, at least in part, on an admissions profile that, when triggered, the filter(s) initiate an admission control decision preventing premature allocation of resources which are not used or authorized.



THE

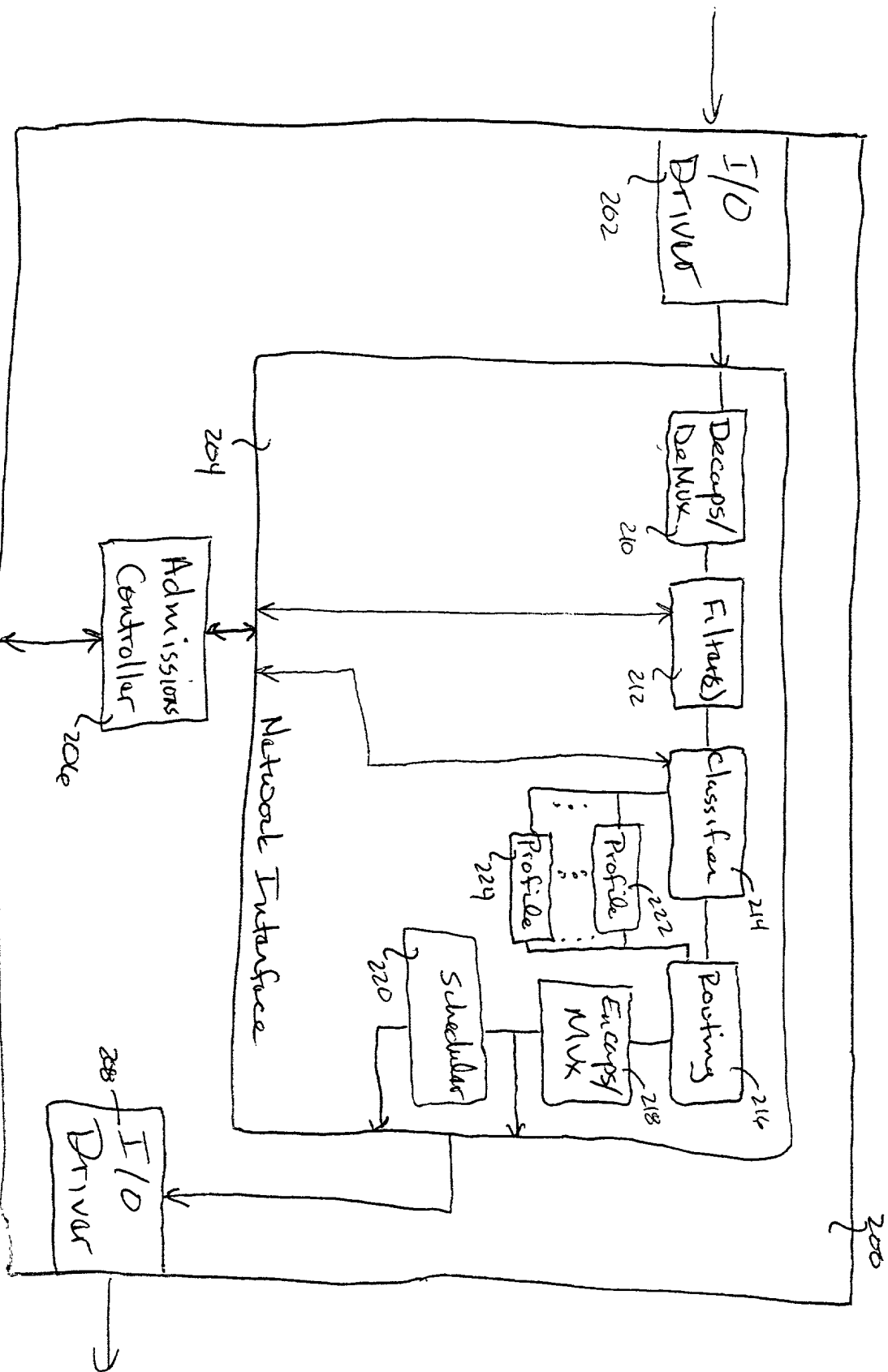


FIG. 2

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FIG. 3

300

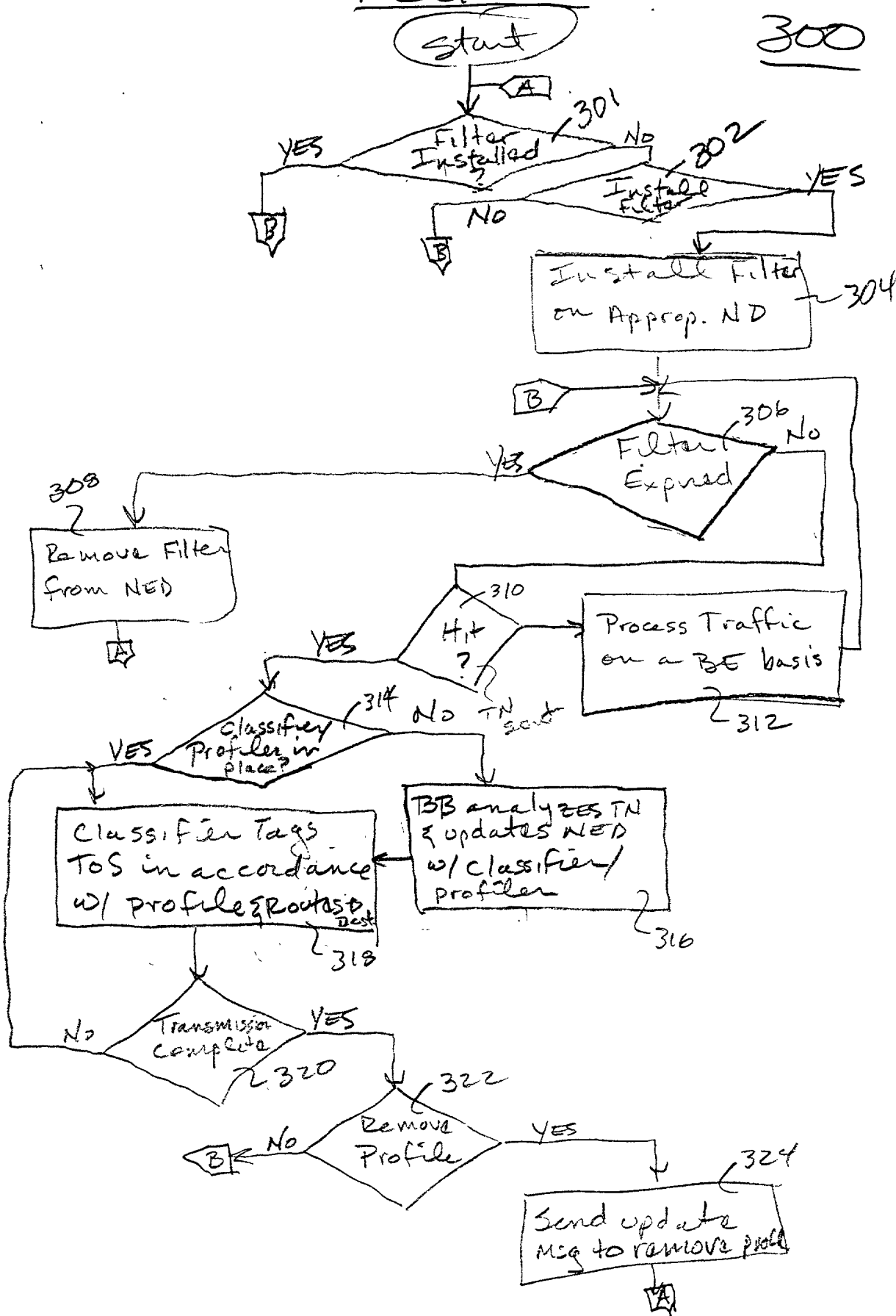


Fig. 4

400

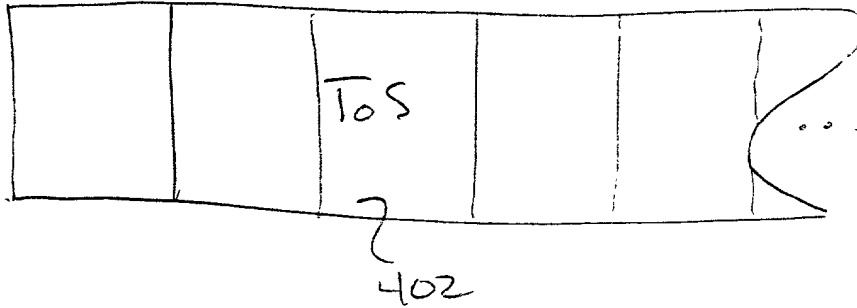


FIG. 5

500

	<u>506</u>	<u>508</u>	<u>510</u>
	9-5	<9	>5
502 → SRC = A DEST = B	(EF) ⁵¹² T.put: 10Mbps no-burst	(BE) ⁵¹⁴	(BE) <u>516</u>
504 → SRC = B DEST = C	(BE) ⁵¹⁸ T.put: 1Mbps burst	(BE) <u>520</u>	(EF) <u>522</u>

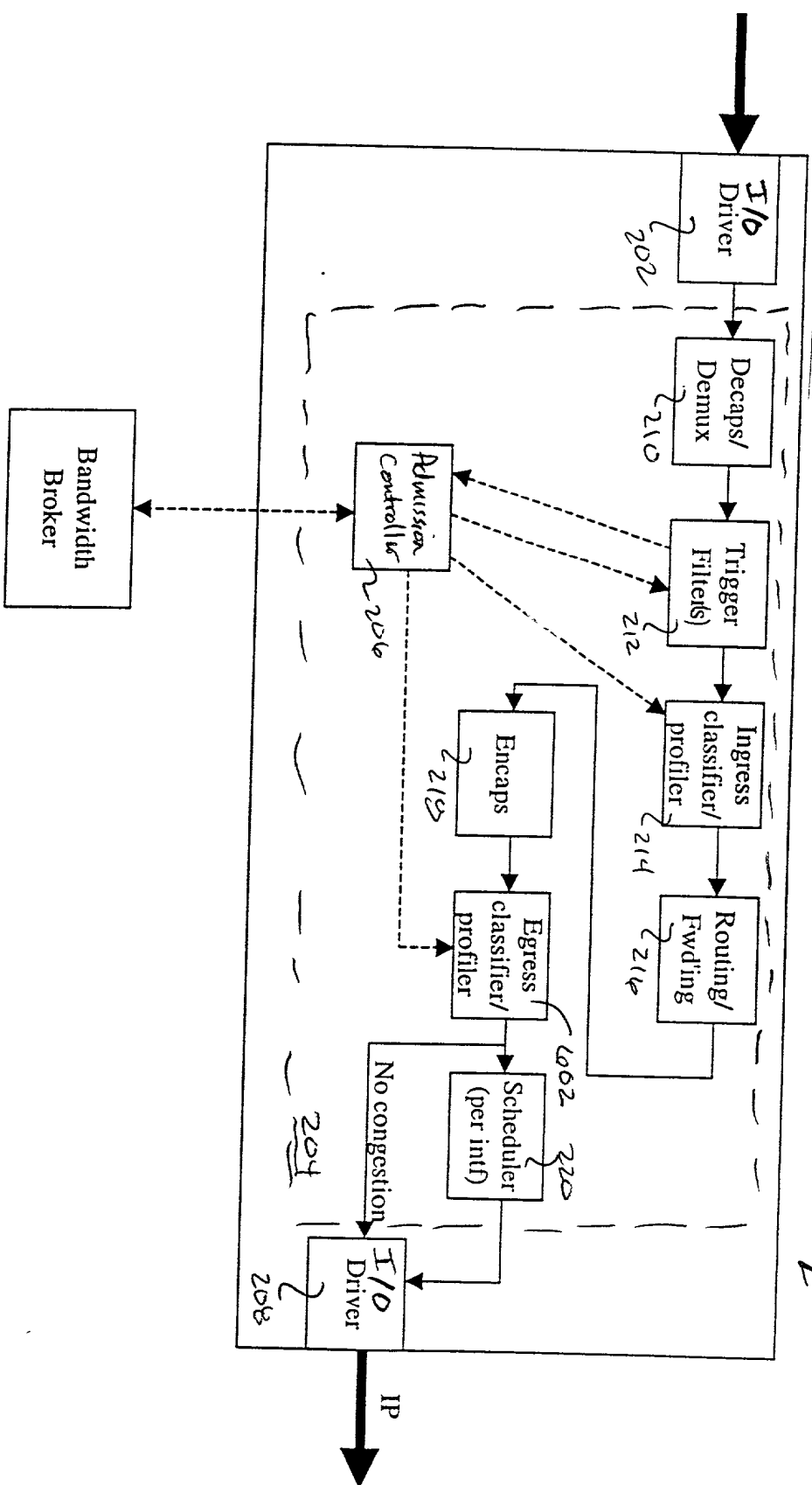


FIG. 4

1000

Attorney's Docket No.: 82771.P279

Patent

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**METHOD AND APPARATUS FOR DYNAMICALLY CONTROLLING THE
PROVISION OF DIFFERENTIATED SERVICES**

the specification of which

XX is attached hereto.
_____ was filed on _____ as
United States Application Number _____
or PCT International Application Number _____
and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above. I do not know and do not believe that the claimed invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, and that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (for a utility patent application) or six months (for a design patent application) prior to this application.

I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d), of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority
Claimed

_____	_____	_____	Yes	No
(Number)	(Country)	(Day/Month/Year Filed)		

_____	_____	_____	Yes	No
(Number)	(Country)	(Day/Month/Year Filed)		

_____	_____	_____	Yes	No
(Number)	(Country)	(Day/Month/Year Filed)		

I hereby claim the benefit under title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below

_____	_____
(Application Number)	Filing Date

_____	_____
(Application Number)	Filing Date

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

_____	_____	_____
(Application Number)	Filing Date	(Status -- patented, pending, abandoned)

_____	_____	_____
(Application Number)	Filing Date	(Status -- patented, pending, abandoned)

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